

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No. 10481 of 2021 (O&M)

Date of Decision: June 01, 2021

Anju Devi and another

.....Petitioners

versus

State of UT, Chandigarh and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTALPresent: Mr. Sunil Kumar Rana, Advocate
for the petitionersMs. Aarti Goyal, Sr. Panel Counsel
for respondent No.1- UT, ChandigarhMr. TPS Chawla, DAG Punjab
for respondent No.2Mr. Amit Jhanji, Sr. Advocate with
Mr. Abhishek Premi, Advocate
for respondent No.3-PGIMER, Chandigarh**Sudhir Mittal, J. (Oral)**

This petition has been filed by a couple seeking the relief of a direction to respondent No.3 to medically terminate the pregnancy of petitioner No.1 as during a test conducted on 05.05.2021, some genetic abnormality was detected in the fetus. The matter was referred for Chromosomal Microarray Test and the report thereafter is dated 13.05.2021 (copy Annexure P-1 on record).

In view of the above, the petitioner No.1 was directed to appear before the Permanent Medical Board of respondent No.3 on 31.05.2021 at 9:00 a.m. and a report was directed to be sent to this Court.

Report dated 31.05.2021 has been received in a sealed cover. The same is taken on record. According to the said report, it has been opined that there is a genetic abnormality in the fetus, which may result in intellectual disability, poor communication, socialization skills and behavioural problems like

hyperactivity etc. Accordingly, recommendation has been made for medical termination of pregnancy.

Accordingly, the petition is allowed and the petitioners are directed to approach respondent No.3 along with a certified copy of this order at 9:00 a.m. tomorrow i.e. 02.06.2021 so that further action may be taken.

June 01, 2021

Poonam Negi

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No